

**MINUTES OF THE SPECIAL MEETING OF THE
PROTECTION & WELFARE COMMITTEE
Monday, June 30, 2014
City Hall, Room 207
5:30 p.m.**

MEMBERS PRESENT: Ald. Wery, Ald. Tim De Wane, and Ald. Scannell
MEMBERS EXCUSED: Ald. Steuer
MEMBERS ABSENT: Ald. Steuer
OTHERS PRESENT: Jim Mueller–Asst. City Atty., Patrick Leigl–Asst. City Atty.,
Atty. Robert Gagan, Atty. Tricia Nell, Officer Paul Vanhandel,
Officer Mike Jeanquart, Officer Matt Knutson, Officer Mike
Rahn, Vicente Hernandez, Ronald Wilber, and other
interested parties.

1. Roll Call.

Ald. Wery, Ald. Tim De Wane, Ald. Scannell were present. Ald. Steuer was excused.

2. Approval of the Agenda.

A motion was made by Ald. Tim De Wane and seconded by Ald. Scannell to approve the agenda. Motion carried.

3. Quasi-judicial hearing regarding “Class B” Combination License issued to VICA Enterprises Inc., at 718 Bodart Street for discussion and possible action.

Ald. Wery stated the hearing will start with the City’s case and witnesses, and then the defendant’s case and defendants. Atty. Nell represents the defendant, Atty. Mueller represents the City, and Atty. Gagan represents the Committee. Ald. Wery indicated Atty. Mueller could begin.

Atty. Nell stated that Atty. Mueller will introduce evidence regarding an incident that occurred on May 24, 2014. She received a police report, video, and some statements at 1:00 this afternoon and requested that the documentation regarding this incident not be introduced into evidence. They should just discuss the incidents that were revealed in the prior minutes.

Atty. Mueller indicated that the standard for this hearing today is a relevancy standard. Anything that occurred during the license year is relevant to this Committee. The reason defense counsel only recently received this documentation is because he was only made aware of it last Friday. He immediately contacted the defense counsel and sent her the reports and video as soon as he could. However, her client, Mr. Hernandez, should have known about this incident since he is the licensee; and he should have informed Atty. Nell of the situation when it occurred over a month ago so she would have been prepared today. Atty. Mueller believes it is relevant and needs to be admitted. What defense counsel is asking this Committee to do is ignore relevant evidence and not hear about incidents that occurred at this property. He asked that the

motion be denied since he has had just as much time to review the documentation as defense counsel.

Ald. Wery asked Atty. Gagan if this is something the Committee decides. Atty. Gagan replied the Committee can decide if it is relevant.

Under discussion Ald. Tim De Wane felt this issue is time sensitive. It should be brought forward at least a couple of days in advance.

Ald. Wery opened the floor without objection.

Atty. Nell indicated that Atty. Mueller was able to speak with Officer Vanhandel on Friday, but she didn't get that opportunity; she is getting her information secondhand.

Atty. Mueller reiterated that the licensee, or his bar employees, should have informed Atty. Nell about this incident over a month ago. She would have had time to gather relevant information and this could have all been taken care of well before today's meeting. He reiterated that Atty. Nell was given the information as soon as Atty. Mueller became aware of it. It is not the City's job to inform the licensee's attorney about incidents that occur on their property.

A motion was made by Ald. Scannell and seconded by Ald. Tim De Wane that the documentation from the May 24, 2014 incident is relevant and to allow it to be heard. Motion carried.

Ald. Wery indicated to Atty. Mueller that the he could proceed.

Opening Statements:

Atty. Mueller stated that the purpose of this hearing is to determine whether Mr. Hernandez's liquor license at 718 Bodart Street will be renewed. Mr. Hernandez and his business have continually failed to meet the Police Department's and our community's expectation of how a bar should operate. Mr. Hernandez's liquor license has already been suspended for 21 days during the 2012/2013 license year for a number of incidents that we will talk about today. According to the suspension agreement that Mr. Hernandez entered into, he admitted to all the incidents as explained in the complaint, and he admitted to previously running a disorderly house. Since that time there have been more incidents at this bar. Specifically, in the fall of 2013 there was a large fight that occurred at the property. It started in the bar and spilled out into the street. Most recently, there was a substantial battery at the property where an individual was knocked unconscious and taken away by rescue squad. The activity at this establishment creates an imminent threat to the welfare of our community and should not be tolerated. As you hear the testimony today, ask yourself if this is the type of business we want in our community.

Atty. Nell stated perception is not always reality. When you see the video today of the October 20, 2013 incident, it shows very different perspectives from different people. When police officers are in situations, they are reacting as they have to under emergency crisis situations. Often times they are seeing it from a different view than other people. This was not a large mayhem type situation. There was one individual

who wanted to fight; the situation was already under control by the time the first officer arrived. This was not like what we have seen in previous cases where the City has actually revoked liquor licenses. In 2011 and 2012, after some of the bars were being shut down on Washington and Bodart Streets due to incidents, the crowds who caused these incidents started coming to Mr. Hernandez establishment.

This case had about three individuals who were causing trouble, and there were 15 people that were just onlookers who were not causing any mayhem. The situation was under control, and security was working with the police. There weren't any weapons or drugs involved. This particular bar hasn't had those issues. There was one underage case, and an accusation of a weapon outside of the vicinity. Mr. Hernandez knows that you have to keep control of bar and has made substantial changes. This isn't a case where there have been safety issues. Mr. Hernandez case isn't like other situations in which liquor license weren't renewed. Mr. Hernandez is an asset to the community and the Committee will be shown a different perception of him if given a chance to tell his side of the story.

City's Case in Chief:

Atty. Mueller called Officer Paul Vanhandel. Atty. Gagan swore in Officer Vanhandel.

Officer Vanhandel stated he has employed with the Green Bay Police Department (GBPD) for approximately 17 years. As a Community Police Officer he has the downtown and Bodart Street area, and his job duties include working with bar owners and landlords to ensure they're in compliance with §33.08, Green Bay Municipal Code, as it relates to liquor licenses. Officer Vanhandel indicated he was familiar with the establishment La Cueva, previously named CoCo's, due to the number of calls that they have had there over the years. Officer Vanhandel issued a citation to the owner of the establishment for a disorderly house. He is familiar with the licensee of the establishment, Vicente Gomez Hernandez, and pointed him out in the room.

Atty. Mueller asked Officer Vanhandel to identify the exhibits 1 and 2. Officer Vanhandel identified Exhibit 1 as a complaint from the City of Green Bay referencing the calls to the establishment from 2011 to 2013, and Exhibit 2 as a stipulation for license suspension.

Officer Vanhandel briefly reviewed incidents that occurred at this location. On October 27, 2011, officers were dispatched to a large physical fight involving multiple persons at 718 Bodart Street, which was then CoCo's. Officers observed a physical disturbance and placed nine individuals into custody and issued citations to the respective parties. Upon further investigation, it was determined that an under aged person had been inside the premises. Mr. Hernandez was cited for allowing an under aged person on a licensed premises and given a disorderly house violation.

Officer Vanhandel stated that Exhibit 2 is based on the eight incidents in Exhibit 1, and that the City was prepared to issue a disorderly house violation to Mr. Hernandez based on these complaints. In order to avoid that, Mr. Hernandez agreed to sign a 21-day suspension stipulation. Since 2011 we have logged 131 calls to this establishment. The individual merits of each call determines the enforcement to be used, such as issuing a citation. Officer Vanhandel also stated that it's his understanding there were

two other large fights involving numerous individuals on October 20, 2013 and May 25, 2014 in which citations were issued for substantial battery.

Atty. Nell inquired if there has been a drop in calls from 2011 to 2013. Officer Vanhandel confirmed there has been. Atty. Nell inquired if this establishment has been involved in charges including weapons and drugs, Officer Vanhandel confirmed there have been. Atty. Mueller stated this information is outlined in the complaint.

Discussion that followed included the types of complaint calls that were made against the establishment, citations distributed, invoice charges, and police response.

Atty. Mueller called Officer Michael Jeanquart. Atty. Gagan swore in Officer Jeanquart.

Officer Jeanquart stated he has been employed by the GBPD for six years. On October 20, 2013 while on patrol he responded to disturbance he witnessed outside of La Cueva. He immediately called for back-up when he observed a group of 40-60 people outside near the establishment. After he activated the lights and siren and pulled up to the curb, an individual walked out of the establishment stating he was a staff security and pointed out a shirtless individual who punched him inside the bar. Patrons were then told to leave the bar. At no point was the crowd outside being controlled by bar security. When another officer arrived they tried to restrain the shirtless individual when he noticed the crowd advancing towards them, who weren't backing up despite his request for them to move back. It took approximately 7-10 minutes to control the scene once the additional back up of 15 officers arrived. The disturbance was caught on the police squad video. Several citations were issued including disorderly conduct, resisting arrest and battery charges.

Atty. Mueller played the video from the police squad camera.

Atty. Nell inquired if Officer Jeanquart was aware that several members in the crowd were actually security from the bar who was telling the crowd to back away. Officer Jeanquart stated he didn't know who was or wasn't security and didn't notice anybody helping to secure the crowd. Atty. Nell asked to replay the tape to see if everyone in the crowd was actually fighting or just witnessing the fight. Officer Jeanquart pointed out that another disturbance was occurring across the street, a small portion was shown in this video. The crowd was disruptive and threatening, and not obeying commands to get back from the officers.

Atty. Mueller called Officer Mathew Knutson. Atty. Gagan swore in Officer Knutson.

Officer Knutson stated he has been employed with the GBPD for four years. Officer Knutson stated he was called in for back up at a large disturbance at La Cueva at 2:26 a.m. on October 20, 2013. Upon arrival he noticed a large crowd at the corner of Bodart and Quincy. An individual was being arrested by a fellow officer and Officer Jeanquart was standing, facing the crowd with his baton raised in the air. Upon exiting his vehicle with his baton, he was approached by an individual who stated he was bar security and pointed at an individual in a grey shirt and said he was part of the disturbance. The crowd was out of control at that point.

Officer Knutson stated he spoke with a bartender at a neighboring tavern who indicated she thought the officers were going to be attacked by the crowd. He also spoke with a bouncer at La Cueva who stated he was trying to make people leave because it was time to close the bar when an individual hit him in the head with a beer bottle. The other bouncers tried to remove this individual from the premises, and the individual tried to resist. Other individuals witnessed this and tried to help him instead of helping the bouncers, and the fight spilled out into the street. Officer Knutson stated during this incident he was in fear of his life and that of his fellow officers.

Atty. Nell inquired if Officer Knutson was given information on whether the other patrons were being verbally or physically disturbing. Officer Knutson stated it was his understanding from interviews that multiple security officers were attacked while trying to remove this one individual. Atty. Nell asked to play the video again and inquired what Officer Knutson witnessed when he arrived from his perspective. Officer Knutson reiterated what he stated earlier upon arriving at the scene. He eventually took the individual wearing the grey shirt into custody for resisting arrest and disorder behavior. Atty. Nell pointed out an individual in the video who was cuffed and inquired if Officer Knutson knew why. Officer Knutson wasn't aware of this individual, or what he did because he was arresting a different individual. Atty. Nell inquired if Officer Knutson was aware that security staff was in the crowd telling the crowd to leave. Officer Knutson stated La Cueva's security staff are usually identified by their dark shirts, however there were so many people in the crowd, and the noise was so loud, it would have been very difficult to identify security staff members.

Officer Knutson stated when he had the individual he was arresting on the ground, the crowd would approach him despite his commands to back up. He had to point his taser at one point before the crowd did back off.

Atty. Mueller inquired if Officer Knutson could be excused as he needs to get back to duty and he has no further questions for him. The Committee and Atty. Nell stated they would allow this.

Atty. Mueller called Officer Michael Rahn. Atty. Gagan swore in Officer Rahn.

Officer Rahn stated he has been employed for over a year with the GBPD. On the night of May 24, 2014 he responded to call for back up at La Cueva at approximately 11:38 p.m. regarding a male down on the ground. Upon arriving at the scene he noted approximately 20-30 individuals milling around the individual laying in the street. Apparently, two men started an altercation inside the bar, their friends joined in and the altercation was then moved outside by bar security. The unconscious male had blood on his face and was unresponsive; he was taken to the hospital by emergency personnel. The request for backup came from Captain Laux who was driving past this location while on patrol and saw the crowd gathered outside.

Officer Rahn stated he interviewed Ulises Martinez Nunez who admitted to punching the unconscious male, Gustavo Rabiela. Mr. Nunez stated that Mr. Rabiela was provoking him inside the bar to come outside to fight him. Mr. Nunez stated he didn't want to fight and then Mr. Rabiela swung at him and then they were both pushed outside by security staff. When Mr. Rabiela punched him in the mouth he defended himself and struck Mr.

Rabiela back knocking him unconscious. Mr. Nunez was sober at the time. Officer Rahn took Mr. Nunez into custody at that time.

Atty. Mueller stated he would present the video from Officer Rahn's squad car camera. Atty. Mueller asked Officer Rahn to depict the scene from the video. Officer Rahn stated that Mr. Rabiela was on the ground when he arrived and Capt. Laux and an unidentified female were crouched over him. At this point the fight was over.

Atty. Mueller inquired if there were charges issued. Office Rahn stated he referred felony charges for substantial battery against Mr. Nunez.

Atty. Nell inquired if both individuals pressed charges against the other. Officer Rahn stated he isn't aware of this.

Atty. Nell inquired who spoke to security staff regarding the fight. Officer Rahn stated he spoke with an individual who stated they were security and inferred that Mr. Nunez was involved in the altercation, but is unsure of the officer who actually took the written statement. Atty. Nell inquired what Mr. Nunez stated to Officer Rahn. Officer Rahn replied Mr. Nunez stated he was provoked in the bar; Mr. Rabiela swung at him, then hit him in the face outside and that friends of Mr. Rabiela were chasing him outside. He didn't indicate that he was hurt.

Officer Rahn stated that Mr. Rabiela may have hit his head on the curb or sidewalk when he lost consciousness. There weren't any police witnesses to this fight, and when you have as many people as there were outside you tend to get a different story from everyone.

Atty. Mueller called to the stand Viceaeciente Hernandez. Atty. Gagan swore in Mr. Hernandez.

Mr. Hernandez stated he resides at 1331 McCormick Street in Green Bay and he is the licensee for La Cueva at 718 Bodart Street, which was formerly known as CoCo's. Mr. Hernandez stated he voluntarily attended a hearing to suspend his license for the 2012-2013 license year for 21 days.

Mr. Hernandez stated he signed the stipulation based on the information he received from his attorney; however he didn't believe he should have admitted to all of the charges in it. Atty. Mueller informed Mr. Hernandez that he had the right to appeal the stipulation in a hearing. Atty. Nell stated that she or Mr. Hernandez wasn't aware they could do this. Mr. Hernandez stated he thought he was be given a chance to prove he could prevent further incidents from happening and the drop in calls for police assistance should show that. Atty. Mueller asked Mr. Hernandez again if he understood that he had the option for a hearing. Mr. Hernandez confirmed that he did understand this.

Atty. Mueller inquired if Mr. Hernandez was aware of an incident that occurred at your establishment on October 20, 2013. Mr. Hernandez confirmed he did; however he denied there were multiple people fighting.

Atty. Mueller stated during the January 27, 2014 Protection and Welfare Committee meeting, Mr. Hernandez told this committee that only one person was fighting. Mr. Hernandez stated this was correct. Atty. Mueller asked Mr. Hernandez if he recalled telling the Committee at this meeting his staff called the GBPD. Mr. Hernandez denied saying this, and said staff did wave them over once they arrived. Atty. Mueller asked if Mr. Hernandez told the Committee that nothing happened until the police arrived, Mr. Hernandez replied no. Mr. Hernandez stated he only attended this meeting to support the owner of the building who received a chronic nuisance invoice.

Atty. Mueller stated he is going to play the audio tape from the January 27, 2014 meeting to show Mr. Hernandez lack of credibility and prior inconsistency.

Atty. Mueller inquired if Mr. Hernandez recognized his own voice stating that everything was controlled in the moment after the punches and that he indicated calling the police and someone from your establishment waved them down. Mr. Hernandez answer was inaudible.

Atty. Mueller inquired if Mr. Hernandez spoke with any alderpersons regarding this pending case. Mr. Hernandez replied he spoke with Ald. Scannell and the Mayor, but he denied speaking to them about the settlement the City made to him or whether or not to take the settlement. Atty. Mueller inquired if Mr. Hernandez understands he is under oath, Mr. Hernandez reply was yes.

Atty. Nell asked Mr. Hernandez if he had an offer from the City when he spoke with the Mayor. Mr. Hernandez denied this. Atty. Nell inquired if Mr. Hernandez contacted the Mayor regarding this case. Mr. Hernandez stated he did come into contact with the Mayor outside of City Hall, and the Mayor gave him his business card and told him to call any time. Atty. Nell asked if Mr. Hernandez had any further contact with the Mayor after she advised him not to talk about the case, Mr. Hernandez stated he did not. Mr. Hernandez stated he contacted Ald. Scannell because it was his understanding you should speak with your alderperson if you want to help better the community, which is what he wants to do.

Ald. Wery inquired if Mr. Hernandez called for police assistance on October 20, and if he knew about a settlement from the City. Mr. Hernandez replied no to both questions. Upon further questioning Mr. Hernandez stated his attorney told him the City said he had six months to sell or move his business, after the six months he was to surrender the license.

Atty. Mueller stated at this point, the City would move to enter all exhibits into evidence and rest its case in chief.

A motion was made by Ald. Tim De Wane seconded by Ald. Scannell at 9:45 p.m. to take a 10 minutes recess. Motion carried.

The meeting reconvened at 9:56.

Atty. Gagan stated that for the record the City presented Exhibits 1 through 5.

Licensee's Case in Chief:

Atty. Nell distributed information and documentation to the Committee. Atty. Nell stated the incidents that happened didn't involve weapons or drugs and certainly weren't the mayhem the police and City Attorney state them to be and she is going to prove that to this Committee. Atty. Nell stated she allowed Mr. Hernandez to sign the stipulation so they could prove they can improve his business, and by the drop of police calls made to the establishment they have done this.

Atty. Mueller stated we are still in the questioning witness stage of the meeting and he objects to this statement unless a motion is going to be made.

Atty. Nell inferred that she wanted to make a motion; however the motion wasn't clearly outlined. Atty. Nell then stated that the allegations outlined in the complaint made by Atty. Mueller are very vague and should be disregarded. The alleged allegations are terrible and she has to fight them. The May 12, 2014 Protection & Welfare Committee minutes listed two reasons for non-renewal. One was the October 20, 2013 disorderly house case that you heard from the officers tonight. The second is this complaint regarding the disorderly house.

Atty. Mueller asked if Atty. Nell was making a motion. Atty. Nell stated she was asking it to be withdrawn, but what she stated is still applicable to the case.

Atty. Mueller stated this complaint was done under proper state statutes and we are following procedure.

Atty. Nell called Ron Wilber to the stand. Atty. Gagan swore in Mr. Wilber.

Mr. Wilber stated he has worked for La Cueva for five years as security supervisor and described his job duties and the business' protocol when altercations arise. Mr. Wilber stated when physical incidents occur they are supposed to notify the police for assistance. Mr. Wilber stated after the 21-day shut down they no longer played hip-hop music and enforced a dress code in the hope that they would attract a better crowd of people. Mr. Wilber described the types of security they have in place.

Atty. Nell asked Mr. Wilber to describe the night of October 27, 2011. Ald. Wery reminded Atty. Nell that a stipulation had been signed regarding that situation and she cannot discuss it at this meeting. Atty. Nell stated that she's just trying to do her job and that people sign stipulations all the time because they want to work with the Commission, not because everything is accurate.

Mr. Wilber stated he was working the night of October 20, 2013. Atty. Nell played the video again and Mr. Wilber pointed out where security was located, and additional employees as well as the individuals who were involved in the bar fight. Mr. Wilber stated one of the officers said that security staff usually wears a dark shirt to identify them, but they haven't done that for three years. They now wear tuxedo pants and black vests and ties now. He believes that most of the police officers are aware of this. Mr. Wilber stated that staff members were telling the crowd to move back and go home. He stated he didn't have any concerns because he knows the crowd, but understands

that the police may have had concerns. Mr. Wilber stated despite being asked to move back, members of the crowd were trying to capture the incident on their cell phones.

Mr. Wilber stated things happened so quickly they didn't have time to call the police. Mr. Wilber stated he grabbed one of the individuals who was fighting and pushed him against the door and additional security officers removed the other individual. Mr. Wilber stated he didn't witness any other altercations or fights happening in the area. He gave a statement how the fight started to an officer.

Atty. Mueller inquired if Mr. Wilber had called police for the May 24th or October 20th incidents, Mr. Wilber stated he did not, although he agreed they were physical incidents. Atty. Mueller inquired if the dress code and scanners were put in place prior to the stipulation. Mr. Wilber replied although scanners were in place, they were not strict on the dress code even though it was required by the City. Atty. Mueller inquired if Mr. Wilber agrees with Mr. Hernandez' statement that there was only one individual fighting. Mr. Wilber stated it started out with one individual and ended up with four individuals, and confirmed that Mr. Hernandez wasn't present that evening. Mr. Wilber confirmed most of the individuals in the video were in the bar.

Atty. Nell recalled Mr. Hernandez and asked him what improvements he has implemented. Mr. Hernandez stated after the 21-day suspension he decorated the inside nicer, made his employees dress up, created an employee handbook, and changed the name of the business.

Atty. Nell stated Mr. Hernandez makes contributions to the City by hiring employees that live locally, purchases items from local businesses, pays taxes and supports the Latino community by sponsoring a radio station.

Atty. Nell inquired if Mr. Hernandez has ever been notified by the GBPD or District Attorney of any major criminal activities or significant injuries that occurred at the bar or adjacent property. Mr. Hernandez stated he doesn't understand the question, and he only finds out about problems when he receives invoices. Mr. Hernandez stated he has helped the GBPD in the past when he's called them regarding criminals in his bar.

Atty. Nell entered into evidence the employee handbook, dress code, and pictures.

Atty. Mueller stated Mr. Hernandez indicated he wasn't aware of what goes on at his bar. Mr. Hernandez stated unless he is informed by the GBPD of a problem he doesn't know if there is one. Mr. Hernandez stated he is a responsible business owner and has security cameras in place.

Closing Arguments:

Atty. Mueller stated that the evidence is clear that this owner cannot meet the expectations of the community, the video speaks for itself. This license has already been suspended once, and two incidents that put the community and the GBPD in jeopardy have occurred since. A bar like this should not be allowed to operate in the City; it is a danger to the public. Officers have testified to the violent nature of these calls. The City Attorney's Office is asking the Committee to exercise their powers and deny renewal of this liquor license based on the evidence presented to them.

Atty. Nell stated she wasn't given petitions of moral support for this business prior to closing arguments and inquired if she could enter them into evidence. Atty. Mueller stated she could give them to him tomorrow. Atty. Nell stated that evidence of the nature of all of the calls wasn't presented. This bar is progressing and bar fights can happen anywhere. Atty. Nell stated she believes there was communication error regarding the number of officers that were needed for this incident and hopes this infraction won't close the bar down.

A motion was made by Ald. Scannell and seconded by Ald. Tim De Wane to go into closed session. Motion carried.

A motion was made by Ald. Scannell and seconded by Ald. Tim De Wane to come out of closed session. Motion carried.

Ald. Wery asked for the wishes of the Committee.

Ald. Scannell indicated Mr. Hernandez has taken a number of steps to improve his business. The incidents on video were very serious; especially the one where 15 police officers called. He could see how the police do not know the staff out there, and felt it was a very unfortunate situation. The incident in May was even a little more culpable on La Cueva's part because they should have maintained a separation between the two, not just scoot them out into the street. The Committee believes some action is warranted.

Ald. Tim De Wane stated he was just glad no one got hurt by the GBPD responding to an incident like this. He believes Mr. Hernandez is doing everything in his power to control any type of incidents there. They have start of the art security. He doesn't feel the October 20 incident is substantial enough to take away Mr. Hernandez' livelihood at this time.

Ald. Wery stated for himself and on behalf of the Committee we saw some positives, such as the drop in calls since 2011 and improved security measures were evident. However, there were reasons for concern; obviously the unconscious man in the street and no call for help was inexcusable, especially when you know you are being scrutinized. There is a need to improve communication between Mr. Hernandez's establishment and the police. He commended the police for such quick action on these incidents. These incidents weren't called in; the police happened to stumble upon these incidents.

Atty. Gagan stated that Sec. 33.077(d) is where the authority for the suspension comes from. Also the Committee made its decision for the reasons set forth in the record, including, but not limited to, the incidents that were just mentioned. As far as recommended action, the Committee, determining the course of action in this matter, considered the relevant factors set forth in Wis. Stats., Ch. 125 as well as Green Bay Code of Ordinances, Ch. 33. Based upon those factors and in consideration of the testimony, evidence, and arguments of the parties; that's where the Committee had grounds to make its decisions.

Ald. Wery noted that the actions of this Committee will be reported to the full Council on July 15, 2014.

A motion was made by Ald. Scannell and seconded by Ald. Tim De Wane to renew the "Class B" Combination License issued to VICA Enterprises Inc., at 718 Bodart Street, with a 14-day consecutive suspension to be completed within 60 days of Council action regarding this matter, with the approval of the proper authorities. Motion carried.

A motion was made by Ald. Tim De Wane and seconded by Ald. Scannell to adjourn. Motion carried.

The meeting adjourned at 11:55 p.m.

"The Committee may convene in closed session pursuant to Sections 19.85(1)(a), Wis. Stats., for purposes of deliberating a case that was the subject of any judicial or quasi-judicial trial or hearing before that governmental body. The Committee may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda."

If there are any questions regarding the agenda, please call Dawn, City Clerk's Office, at 448-3010.

ACCESSIBILITY: Any person wishing to attend who, because of a disability, requires special accommodation should contact the City Safety Manager at 448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.

Please take notice that it is possible that additional members of the Council may attend this committee meeting resulting in a majority or quorum of the Common Council. This may constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.

The audio tape and minutes of this meeting will be available at www.ci.green-bay.us.us